

**MINUTES OF THE REGULAR MEETING OF THE
CANTON TOWNSHIP BOARD OF TRUSTEES
HELD TUESDAY, OCTOBER 6, 2009**

The Canton Township Board of Trustees met in a Regular Session at 7:00pm
on Tuesday, October 06, 2009 with all three Trustees present.

Also in attendant: Fiscal Officer Ron Smith, Zoning Director Marshall Lewis, Road Superintendent Tom Hewitt, and Fire Chief Scott McKibben.

Pledge of Allegiance

ROLL CALL:	Mr. William C. Smith	-	Present
	Mr. Christopher B. Nichols	-	Present
	Mr. James A. Wilcox	-	Present

MINUTES:

Mr. Wilcox made a motion to approve and waive the reading of the minutes from the September 22, 2009 Regular Meeting, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve and waive the reading of the minutes from the September 29, 2009 Special Meeting, seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FIRE:

Fire Chief presented receipts for two weeks for the following: \$24,553.05=Ambulance Billing, \$180.00=CPR, and \$318.75=Donations, for a total of \$25,051.80. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Smith made a motion to approve closing 3 PO's:

- # 51 = American Messaging
- 83 = M.E. Company
- 117 = A&L Heating & Cooling

Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Fire Dept asking local businesses/organizations for donations for this year's awards banquet.
> Gave Trustees & Fiscal Officer copies of Fire Dept's updated 2010 budget.

ROAD:

Mr. Wilcox made a motion to approve closing 5 PO's:

- # 88 = Municipal Signs
- 114 = Lytle Construction
- 115 = Hensel Paving
- 118 = Lytle Construction
- 129 = Stark County Health Dept

Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve opening 1 new PO:

\$3,000.00 = Municipal Signs

Motion seconded by Mr. Smith. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve purchasing a new loader from Southeastern Equipment, at a cost not to exceed \$97,234.37. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve financing the new loader through Bank of Magnolia, with an interest rate of 3.75%, for a term of 3 years, to be paid quarterly. There is no pre-payment penalty. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve putting up “Children at Play” signs at 38th St SW and Hannibal Ave SW. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve removing the “No Parking” sign from the north side of 2nd St SE, between Baumford and Charlotte, and leaving the “No Parking” sign up on the south side. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Discuss placement of “Stop” signs and “Speed Limit” signs in Treemont Estate Allotment. Atty. Hall advised not to go against recommendations from Stark County Engineer’s office, as it may result in a law suit against the township in the event of an accident at one of those intersections. Decision will not be made until after Public Speaks this evening in order to give residents of Treemont Estates, that are in attendance, an opportunity to voice their opinions and concerns.

ZONING:

Zoning Director presented receipts for two weeks in the amount of \$442.75. Mr. Nichols made a motion to accept the report/fees as submitted, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Closed Violations

John Reiger 3530 Prairie College SW – Removed Trash and Debris

Rose Cox 3111 Central Ave SE Trash/Unsecured Structure

Lawsuit filed 23 Mar 09 Stark County Health Dept -vs.- Rose Cox ; Court date 3 April 09

Taking bids to raise structures and removal of trash and debris.

Bids Received:

I. DeSantis Enterprises = \$5,400.00

Mr. Smith made a motion to approve hiring DeSantis Enterprises to demolish home and garage at 3111 Central Avenue SE, at a cost not to exceed \$5,400.00 This to include, remove debris to a certified disposal location, backfill as needed, grade to conform, and cap & seal the well. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox. Zoning Director to notify Mr. DeSantis this project should be complete by October 26.

Mr. Smith made a motion to approve opening 1 new PO:

\$5,400.00 = DeSantis Enterprises

Motion seconded by Mr. Nichols. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Tani Taylor 2812 Lincoln St E Expansion of Non-conforming auto sales / Auto Salvage business in Residential district.– Canton Twp filed with county prosecutor office 20 July 09

Mr. Taylor started removing salvage autos from residential properties.

Contacted our office to acquire applications for zone changes.

Charles Minard 4026 Lincoln St E Owners Dino & Teresa Valentine; B-3 Business property operating in violation of district. Salvage and Auto repair not authorized in this district. Canton Twp filed with county prosecutor office 20 July 09

Charles Minard 3600Lincoln St E Non-Conforming Auto Sales business in a Residential district. Salvage /Storage Junk automobiles in the rear section of property. Canton Twp filed with county prosecutor office 20 July 09

FYI: > BZA meeting scheduled for October 22, with one applicant.

FISCAL OFFICER:

Fiscal Officer presented bills in the amount of \$175,743.23 and payroll in the amount of \$59,544.68, for total checks of \$235,287.91. Mr. Nichols made a motion to approve the checks as presented, seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Payment Register and Fund Status reports handed out to all three Trustees and Department Heads. New Appropriation Status report and BC & PO lists to be given to Department Heads on Thursday, October 8.

Mr. Smith made a motion to approve placing ad in the 2010 Canton South Band Calendar, at a cost not to exceed \$70.00, to be taken from existing BC. Motion seconded by Mr. Wilcox and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve the Stark County Resolution accepting the 2010 amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the Stark County Auditor. Motion seconded by Mr. Smith.

ROLL CALL VOTE:	Mr. Smith	YES
	Mr. Nichols	YES
	Mr. Wilcox	YES

Mr. Wilcox made a motion to approve participating in the Frank Gates Workers Compensation Group Rating Discount Program through The Ohio Township Association, effective July 1, 2009, at a fee of \$6,714.00. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve opening 1 new PO:

\$6,714.00 = Frank Gates

Motion seconded by Mr. Nichols. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

PUBLIC SPEAKS:

Mr. Lee Buchman – 5207 Birchmont Ave SW, Canton Township

Mr. Buchman is questioning the placement of “Stop” signs and the flow of traffic at the intersection of Birchmont & Pearmont in the Treemont Estates. He is requesting the Board to reconsider the “Stop” sign placement.

Mr. Carl Yohe – 5356 Ridge Ave SE, Canton Township

Mr. Yohe was in attendance to thank the Board and the Canton Township community for all their efforts to save the North Industry branch of the Post Office from closing. He and all the residents of Yohe Plaza are very grateful.

TRUSTEES:

MR. SMITH:

SCOG = Mr. Smith gave the Board and Fiscal Officer copies of a letter and resolution he received from SCOG (Stark Council of Governments). They were dated July 10th, but were just received. He recommend the Board and Fiscal Officer review them and a decision will be made at the next meeting whether Canton Township will continue to be member. This is renewed every ten years; that is why the present Board has not been previously involved in this process.

Mills Park = There are issues with water flow and buffer zones. Mr. Smith will be meeting with Canton Chamber of Commerce next week.

MR. NICHOLS:

Administration Office Computer Upgrades = Server installation will start on Monday, October 12th at 9:00am.

Renewal of Road Runner Service = Mr. Nichols made a motion to approve the renewal of Road Runner service with Time Warner for two years, at a cost of \$79.95 per month. This will save the township \$20.00 per month from the current rate of \$99.95 per month. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Nichols made a motion to approve the President of the Board signing the renewal contract with Time Warner for Road Runner service. Motion seconded by Mr. Wilcox and voting YES – Mr. Nichols and Mr. Wilcox. Mr. Smith abstained from voting.

MR. WILCOX:

New Flooring for Road Superintendent Office = Mr. Wilcox made a motion to approve hiring Ron’s Flooring to remove and replace the carpet in the Road Superintendent’s office with ceramic tile, at a cost not to exceed \$1,600.00. Motion seconded by Mr. Nichols and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve hiring Ron's Flooring to remove and replace carpeting on landing & steps in the township garage with rubber treads and rubber tile, at a cost not to exceed \$450.00. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve opening 1 new PO:

\$2,050.00 = Ron's Flooring

Motion seconded by Mr. Nichols. Fiscal Officer certified funds are available. Voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Mr. Wilcox made a motion to approve purchasing a new file cabinet for the Road Superintendent's office, at a cost not to exceed \$350.00, to be taken from an existing BC. Motion seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

FYI: > Fencing material is in to replace the destroyed fence at the Community Park on Oyer St SE

No further business coming before the Board, Mr. Nichols made a motion to adjourn at 7:54pm, seconded by Mr. Smith and voting YES – Mr. Smith, Mr. Nichols, and Mr. Wilcox.

Ronald. L. Smith, Fiscal Officer

William C. Smith, President

Christopher B. Nichols, Vice President

James A. Wilcox, Trustee